

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Revenue Department – Allegation of corruption against Sri Mohd. Abdul Majeed, Superintendent & Sri A.Dasaratham, Attender, O/o the Special Officer, ULC, Warangal – Prosecution sanctioned – convicted in Anti Corruption Bureau court – Filed Criminal Appeals before the High Court – High court acquitted of the charges – Release of Pension / Pensionary benefits – Regularisation of suspension period as “on duty” duly dropping further action against both the Accused Officers – Orders – Issued.

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**REVENUE (VIGILANCE-VI) DEPARTMENT**

**G.O.Ms.No.147.**

Dated: 22.04.2014.

Read the following:-

1. DG, ACB Lr.Rc.No.77/RCT-WWL/2000-S5, dated: 13.11.2006.
2. G.O.Ms.No.698, Revenue (Vig (III)) Department, dated: 31.10.2001.
3. G.O.Ms.No.699, Revenue (Vig (III)) Department, dated: 31.10.2001.
4. Judgment dated: 03.11.2006 of Prl.Spl.Judge for SPE & ACB cases, City Civil Court, Hyderabad in CC.No.5 of 2002.
5. G.O.Ms.No.599, Revenue (Vig.VI) Department, dated: 02.05.2007.
6. G.O.Ms.No.755, Revenue (Vig.VI) Department, dated: 22.07.2009.
7. Criminal Appeal Nos.1549 & 1581/2006 filed by both the AOs before Hon’ble High Court.
8. DG, ACB Lr.No.77/RCT-WWL/2000, dated: 19.08.2013 (enclosing copy of judgment in criminal appeals & legal opinion)
9. Representation of Sri Mohd.Abdul Majeed, Superintendent, O/o the Spl. Officer, ULC, Warangal dated: 21.10.2013 & 18.03.2014.

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**ORDER:**

In the references 2<sup>nd</sup> & 3<sup>rd</sup> read above, Government have issued prosecution sanction orders against Sri Mohd. Abdul Majeed, Superintendent (Accused Officer-1) & Sri A.Dasaratham, Attender (Accused Officer-2), Office of the Special Officer, ULC, Warangal on the allegation of corruption for the offences punishable under section 7 and clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988.

2. In the reference 4<sup>th</sup> read above, the Principal Special Judge for SPE & ACB cases, City Civil Court, Hyderabad have pronounced judgment stating that both the Accused Officers found guilty of the charges framed against them under section 7 of the Act and also under section 13 (1) (d) punishable under section 13 (2) of the Act in so far as Accused Officer-1 is concerned and section 7 and 12 of Prevention of Corruption Act, 1988 in so far as Accused Officer-2 is concerned and consequently they are convicted under section 248 (2) of Cr.P.C.

3. In the references 5<sup>th</sup> and 6<sup>th</sup> read above, Government have issued orders dismissing Accused Officer-2 i.e., Sri A.Dasaratham, Attender from service and imposed punishment of withholding of entire pension and gratuity permanently against Accused Officer-1 i.e., Mohd Abdul Majeed, Superintendent, Office of Special Officer, ULC, Warangal.

4. In the reference 7<sup>th</sup> read above, aggrieved by the above orders, both the Accused Officers have filed Criminal appeal Nos.1549/2006 & 1581/2006 before the Hon’ble High Court of Andhra Pradesh.

5. In the reference 8<sup>th</sup> read above, the Director General, Anti Corruption Bureau while furnishing copy of judgment dated 24.04.2013 in the above Criminal Appeals have stated that the Criminal Appeals filed by both the Accused Officers in the Hon’ble High Court of Andhra Pradesh have been allowed duly setting aside the trial court judgment in CC.No.5/2002 pronounced by the Principal Special Judge for SPE & ACB cases, Hyderabad. The Director General, Anti Corruption Bureau further stated that they are of the opinion that there are no grounds to prefer an appeal in the Supreme Court of India against the orders of the Hon’ble High Court of Andhra Pradesh, Hyderabad.

6. The Hon'ble High Court in its judgment dated 24.04.2013 on the above criminal appeals, held that both the criminal appeals are allowed setting aside the impugned judgment. The convictions and sentences recorded by the trial court against both the accused officers are set aside and they are found not guilty of the offences and acquitted of the charges.

7. In the reference 9<sup>th</sup> read above, the Accused Officer-1 Sri Mohd. Abdul Majeed, Superintendent, Office of Special Officer, ULC, Warangal while narrating the facts of the case, have requested the Government, to regularise the suspension period as "on duty" for all monetary purposes and to release all pensionary benefits from the date of superannuation i.e., on 31.01.2005 duly dropping further action.

8. The matter has been examined by the Government in detail in the light of opinion of Anti Corruption Bureau, and orders of Hon'ble High Court in the Criminal Appeals filed by both the Accused Officers and the representation of Accused Officer-1 Sri Mohd. Abdul Majeed, Superintendent, Office of Special Officer, ULC, Warangal and Government have decided and hereby order to release the pension and gratuity which was withheld in respect of Mohd. Abdul Majeed, Deputy Mandal Revenue Officer (Retired) vide G.O.Ms.No.755, Revenue (Vigilance-VI) Department dated 22.07.2009 duly dropping further action and regularizing the suspension period as "on duty" for all purposes as per F.R.54-B(4). In respect of another Accused Officer i.e., Sri A.Dasaratham, Attender, Office of Special Officer, ULC, Warangal, Government have decided and hereby order to release the Pension / pensionary benefits, regularise the period of suspension and the period intervening dismissal and superannuation as "on duty" for all purposes as per F.R.54-B (4) duly dropping further action against him, as both the Accused Officers were acquitted in Criminal Appeals.

9. The District Collector, Warangal / Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad shall take necessary action the matter under intimation to Government.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**S.P.SINGH**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

**To**

The District Collector, Warangal  
The Individuals through the District Collector, Warangal.

**Copy to:**

The Special Chief Secretary &  
Chief Commissioner of Land Administration, Hyderabad.  
The Secretary to Vigilance Commissioner,  
Andhra Pradesh Vigilance Commission, Hyderabad  
The Director General,  
Anti Corruption Bureau, Hyderabad.  
SF/SC.

// FORWARDED :: BY ORDER //

**SECTION OFFICER**